**IN THE HIGH COURT OF JUDICATURE OF BOMBAY**

**CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPLICATION NO. 220 OF 2004
IN
CRIMINAL APPEAL NO.57 OF 2004

State of Maharashtra. ..Applicant.

V/s.

Ekbal Ahmed Abdul Hameed. ..Respondent.

Mr.V.B.Konde-Deshmukh, APP for applicant.

**CORAM: A.M.KHANWILKAR,J**

**DATE : DECEMBER 9, 2005.**

**P.C. :**

1. Heard.

2. There is delay of 117 days. Even if delay is sufficiently explained, in my opinion, proceedings will have to be terminated as sole respondent accused has expired on 30th September, 2004. Death certificate has been placed on record alongwith the report of PSI of Azad Nagar Police Station dated 5th December, 2005. Hence, this application is disposed of and as a consequence of this order, appeal be consigned to record.